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**FACSIMILE COVER SHEET**

**TO: U.S. Patent & Trademark Office**  
Centralized Facsimile Number for Official Patent Application Related

**ATTN: EXAMINER : Jason Han/ ART UNIT 2875**

**CLIENT NAME/NUMBER: 33051.UT**

**TELEPHONE: FAX No: (703) 872-9306**

**FROM: Enrique G. Estevez DATE: JUNE 28, 2005**

**NUMBER OF PAGES (INCLUDING COVER SHEET): 8**

**COMMENTS/INSTRUCTIONS: Attached is response to the notice of non compliant amendment of June 15, 2005 for serial no. 10/733,875 along with a four pages of drawings.**

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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JUN 28 2005

In re Patent Application of:

Rothan et al.

Serial No. 10/733,875

Filing Date: December 11, 2003

For: Bicycle Light

Commissioner for Patents  
Alexandria, VA 22313-1450

Examiner Jason Han

Art Unit: 2875

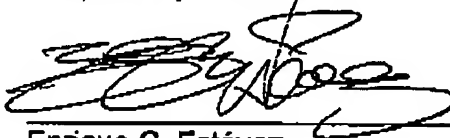
Sir:

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT (37 CFR 1.121)**

The Applicant in the above-referenced application hereby replies to the Notice of Non-Compliant Amendment (37 CFR 1.121) mailed June 15, 2005 for the above identified application.

A copy of the drawings previously submitted on February 8, 2005 specified in the Notice of Non-Compliant Amendment is hereby attached with "Replacement Drawings" written on each sheet, along with a copy of the Notice of Non-Compliant Amendment mailed June 15, 2005.

Respectfully submitted,



Enrique G. Estévez  
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**CERTIFICATE OF SERVICE VIA FACSIMILE**

I hereby certify that this document, addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, is being filed with the United States Patent and Trademark Office via its centralized facsimile number at 703-872-9306 this 28<sup>th</sup> day of June, 2005.

  
JILL DILL

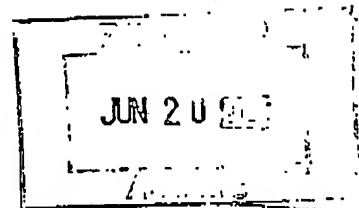


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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DUCKET NO.	CONFIRMATION NO.
10/733,875	12/11/2003	Russell Rothan	33051.UT	8073
7590 06/15/2005				
Allen, Dyer, Doppelt, Milbrath & Gilchrist, P.A. Suite 1401 255 South Orange Avenue P.O. Box 3791 Orlando, FL 32802-3791				
			EXAMINER HAN, JASON	
			ART UNIT 2875	PAPER NUMBER
DATE MAILED: 06/15/2005				

Please find below and/or attached an Office communication concerning this application or proceeding.





## UNITED STATES PATENT AND TRADEMARK OFFICE

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## Notice of Non-Compliant Amendment (37 CFR 1.121)

The amendment document filed on 6/8/05 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121. In order for the amendment document to be compliant, correction of the following item(s) is required. Only the corrected section of the non-compliant amendment document must be resubmitted (in its entirety), e.g., the entire "Amendments to the claims" section of applicant's amendment document must be re-submitted. 37 CFR 1.121(h).

THE FOLLOWING CHECKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

- ☐ 1. Amendments to the specification:
- ☐ A. Amended paragraph(s) do not include markings.
  - ☐ B. New paragraph(s) should not be underlined.
  - ☐ C. Other \_\_\_\_\_
- ☐ 2. Abstract:
- ☐ A. Not presented on a separate sheet. 37 CFR 1.72.
  - ☐ B. Other \_\_\_\_\_
- ☒ 3. Amendments to the drawings: "Replacement Drawings" must be written on each sheet of drawings.
- ☐ 4. Amendments to the claims:
- ☐ A. A complete listing of all of the claims is not present.
  - ☐ B. The listing of claims does not include the text of all pending claims (including withdrawn claims)
  - ☐ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following 7 status identifiers: (Original), (Currently amended), (Canceled), (Withdrawn), (Previously presented), (New) and (Not entered).
  - ☐ D. The claims of this amendment paper have not been presented in ascending numerical order.
  - ☐ E. Other: \_\_\_\_\_

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP Sec. 714 and the USPTO website at <http://www.uspto.gov/web/offices/pac/dapp/opa/preusnotice/officeletter.pdf>.

If the non-compliant amendment is a **PRELIMINARY AMENDMENT**, applicant is given **ONE MONTH** from the mail date of this letter to supply the corrected section which complies with 37 CFR 1.121. Failure to comply with 37 CFR 1.121 will result in non-entry of the preliminary amendment and examination on the merits will commence without consideration of the proposed changes in the preliminary amendment(s). This notice is not an action under 35 U.S.C. 132, and this **ONE MONTH** time limit is not extendable.

If the non-compliant amendment is a reply to a **NON-FINAL OFFICE ACTION** (including a submission for an RCE), and since the amendment appears to be a *bona fide* attempt to be a reply (37 CFR 1.135(e)), applicant is given a **TIME PERIOD** of **ONE MONTH** from the mailing of this notice within which to re-submit the corrected section which complies with 37 CFR 1.121 in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD ARE AVAILABLE UNDER 37 CFR 1.136(a).**

If the amendment is a reply to a **FINAL REJECTION**, this form may be an attachment to an Advisory Action. The period for response to a final rejection continues to run from the date set in the final rejection, and is not affected by the non-compliant status of the amendment.

Sandra Ruiz  
Legal Instruments Examiner (LIE)

571-272-1604  
Telephone No.